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14  
15 **UNITED STATES DISTRICT COURT**  
16 **NORTHERN DISTRICT OF CALIFORNIA**

17 JAMIE MENDEZ, an individual, on behalf  
18 of herself and all others similarly situated

19 Plaintiff,

20 v.

21 C-TWO GROUP, INC.; MOBILESOFT, INC.;  
22 INC.; and DOES 1-50, inclusive,

23 Defendants.

Case No.3:13-cv-05914-HSG

**STIPULATION TO CONTINUE  
CERTAIN DATES AND ORDER**

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 Plaintiff Jamie Mendez and Defendants C-Two Group, Inc., and C & L Associates, Inc.  
3 (together with C-Two Group, "Defendants" and together with Plaintiff the "Parties") by and  
4 through their respective counsel of record, hereby stipulate as follows:

5 WHEREAS, pursuant to this Court's Order, the Parties submitted a Joint Proposed Case  
6 Schedule on June 9, 2015;

7 WHEREAS, on June 15, 2015, the Court ordered, among other dates, the following dates:

- 8 1) Rule 26 initial expert disclosures date is January 22, 2016;  
9 2) Rule 26 rebuttal expert disclosures date is February 19, 2016;  
10 3) And the Discovery cut off date for both fact and expert discovery is March 18, 2016;  
11 [Docket No. 78]

12 WHEREAS, Defendants have moved for summary judgment, Plaintiff opposed, and the  
13 Court held a hearing on Defendants' motions;

14 WHEREAS, the Court has Ordered that Plaintiff's Motion for Class Certification is  
15 granted, and Ordered the Parties to meet and confer to submit a stipulation regarding a notice  
16 procedure;

17 WHEREAS, the Parties have met and conferred and concurrently herewith are submitting  
18 a stipulation regarding a notice procedure;

19 WHEREAS, the Parties proposed notice procedure will likely take nearly 60 days from  
20 the date the Court accepts the Parties proposed notice procedure (with or without revisions to the  
21 proposal), including time for Defendants to provide a class list to the Claims Administrator; for  
22 the Claims Administrator to format the list and provide notice to the Class; and for Class  
23 Members to choose to opt-out or refrain from so doing;

24 WHEREAS, the time for Class Members to opt-out will likely extend until the Parties'  
25 previous proposed dates to close discovery and conduct expert discovery;

26 WHEREAS, the Parties are desirous of waiting until the Court enters an Order regarding  
27 summary judgment so that they can assess the status of the case before engaging in any potential  
28 additional discovery, both fact and expert;

1 IT IS HEREBY STIPULATED that the period of time for the Parties to complete  
2 discovery is continued as follows:

- 3 1) Rule 26 initial expert disclosures date is 60 days after the Court's Order regarding  
4 summary judgment is entered;
- 5 2) Rule 26 rebuttal expert disclosures date is 90 days after the Court's Order regarding  
6 summary judgment is entered;
- 7 3) And the Discovery cut off date for both fact and expert discovery is 120 days after the  
8 Court's Order regarding summary judgment is entered.

9 Dated: December 28, 2015

KEARNEY LITTLEFIELD, LLP  
STONEBARGER LAW, APC

11 By: /s/ Prescott W. Littlefield  
12 Prescott W. Littlefield  
13 Attorneys for Plaintiff

14 Dated: December 28, 2015

WALSWORTH, FRANKLIN, BEVINS &  
McCALL, LLP

16 By: /s/ Laurie E. Sherwood  
17 LAURIE E. SHERWOOD  
18 ALEXANDER F. PEVZNER  
Attorneys for Defendant  
C-TWO GROUP, INC.

19 Dated: December 28, 2015

AKAWIE & LAPIETRA

21 By: /s/ Gregory S. Nerland  
22 GREGORY S. NERLAND  
23 Attorneys for Defendant  
C&L ASSOCIATES, INC.


24 I, Prescott W. Littlefield, hereby attest that pursuant to LR 5-1(i) I have on file concurrence  
25 for any signatures indicated by a "conformed" signature (/s/) within this e-filed document.  
26

27 /s/ Prescott W. Littlefield  
28 Prescott W. Littlefield

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 28, 2015

  
Hon. Hayward S. Gilliam Jr.  
United States District Court Judge  
Northern District of California